



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"Enriching Lives"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

December 4, 2003

IN REPLY PLEASE
REFER TO FILE: **MP-5**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION
RIDING AND HIKING TRAIL - LA CANADA FLINTRIDGE
SUPERVISORIAL DISTRICT 5
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find this action categorically exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Find that:
 - a. Pursuant to Section 8331 (a) and (b) of the Streets and Highways Code, the right of way has been impassable for vehicular and pedestrian traffic for a period of five consecutive years and that no public monies were expended for maintenance on the right of way during that period.
 - b. Pursuant to Section 8334 (a) of the Streets and Highways Code, the County right of way is excess right of way not required for street or highway purposes.
 - c. Pursuant to Section 892 (a) of the Streets and Highways Code, the riding and hiking trail easement proposed to be vacated is no longer needed for present or prospective public use and there are no other public facilities located within the easement.

3. Adopt the enclosed Resolution of Summary Vacation to vacate the riding and hiking trail west of Woodleigh Lane in the area of the Flint Canyon Channel, legally described in Exhibit "A" of the Resolution, subsequent to and contingent upon your Board adopting and executing the Quitclaim of Easement, Parcel 36EX, and the Quitclaim Deed, Parcel 37EX.3 (Parts A and B), pertaining to the Los Angeles County Flood Control District's facility, filed under a separate letter.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The Department of Parks and Recreation requested this vacation to eliminate a public right and encumbrance on the property owned by the Los Angeles County Flood Control District. The District is considering the sale of that property to the adjoining property owner in order to eliminate an encroachment consisting of baseball field improvements. The area proposed for vacation has been fenced and merged with the adjacent property. The vacation will have no negative impact on any adjoining properties.

The riding and hiking trail easement being vacated was conveyed to the County of Los Angeles in 1948, but not developed as part of the existing trail easement. The proposed vacation area has been closed to non-motorized and pedestrian traffic for a period of five consecutive years and no public monies were expended for maintenance of the trail easement during that period. The portion being vacated is no longer needed for present or prospective public use.

The Department of Parks and Recreation, which has jurisdiction over the easement, has determined and recommended that the riding and hiking trail is unnecessary and may be vacated as a County easement. The trail no longer serves the purpose for which it was dedicated, nor is it required for general public access, circulation, or for bicycle paths and trails.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility as the vacation of the riding and hiking trail easement will result in added revenue through assessment and taxation, and removes possible County exposure to liability.

FISCAL IMPACT/FINANCING

Vacation of the riding and hiking trail easement will not have a negative fiscal impact on the County budget. As this is a County-initiated project, the fee has been waived as authorized by your Board in a Resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule).

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be vacated contains approximately 2,125 square feet and is shown on the map enclosed with the Resolution. The County's easement interest was acquired by a Corporation Quitclaim Deed recorded in Book 26859, page 155, of Official Records, on February 19, 1948, on file in the office of the Recorder of the County of Los Angeles.

The Public Streets, Highways, and Service Easement Vacation Law allows your Board to voluntarily relinquish the County's interest and terminate the public's right over a public easement. Adoption by your Board of Public Works' recommendations terminates the rights of the public to the vacated area and disposes of excess County right of way. Your action will also result in the property being unencumbered of the public easement, thereby allowing the underlying fee title owner to exercise their reversionary rights over the vacated area.

ENVIRONMENTAL DOCUMENTATION

With respect to CEQA, this proposed vacation is categorically exempt, as specified in Classes 12 and 21(a) of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Sections 15312 and 15321 of State CEQA Statutes and Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

No fire protection facilities will be affected by the proposed vacation. The City of La Canada Flintridge Planning Commission has determined that the proposed vacation does not conflict with the City-adopted General Plan.

The Honorable Board of Supervisors
December 4, 2003
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CONCLUSION

This action is in the County's interest. Enclosed is a Resolution of Summary Vacation approved as to form by County Counsel. Upon adoption of the Resolution, please return the executed original and a copy to this office for further processing. We will record the Resolution and return the executed original Resolution to you when recorded. In the interim, please retain one executed copy for your files.

One approved copy of this letter is requested.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

CVC:llb
P5:SmryVctn-LaCnd Flnt

Enc.

cc: Chief Administrative Office
County Counsel
Department of Parks and Recreation

RESOLUTION OF SUMMARY VACATION

BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles that it is hereby found and determined that the portion of real property designated as Riding and Hiking Trail, legally described in Exhibit "A" and as shown by the map in Exhibit "B" attached hereto and incorporated herein by this reference, which right of way is located in the City of La Canada Flintridge, in the County of Los Angeles, State of California, is no longer needed for present or prospective public use based upon the following facts: (1) that the subject right of way has been impassable for pedestrian and vehicular traffic for a period of five consecutive years and that no public monies were expended for maintenance on the right of way during that period; (2) that the County's right of way is excess right of way not required for street and highway purposes; and (3) that the subject right of way is not required for general public access, circulation, or for bicycle paths or trails.

BE IT FURTHER RESOLVED, that the easement for riding and hiking trail purposes legally described in Exhibit "A" is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8330.

BE IT FURTHER RESOLVED, that said vacation does not terminate any public service easement and that no in-place public utility facilities that are in use would be affected by the vacation.

BE IT FURTHER RESOLVED, that the Department of Public Works be authorized to record the certified original Resolution in the office of the Recorder of the County of Los Angeles, at which time the area vacated will no longer be a public easement.

The foregoing Resolution was on the _____ day of _____, 20_____, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

VIOLET VARONA-LUKENS
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By _____
Deputy

By _____
Deputy

**RIDING & HIKING TRAIL
W/O WOODLEIGH LANE
A.M.B. 5814-024
T.G. 535 (C5)
I.M. 174-217
Fifth District
M0476102**

EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL NO. 1

Part A:

That portion of that certain parcel of land in Lot 15, Block 20, Sheet 13, of Flintridge, in the City of La Canada Flintridge, County of Los Angeles, State of California, as shown on map recorded in Book 35, pages 47, 48, and 49, of Maps, in the office of the Recorder of said County, described in deed to LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, recorded in Book D4332, page 535, of Official Records, in the office of said recorder, within the following described boundaries:

Beginning at the northeasterly corner of Lot 7, Block 2, Sheet 2, of Flintridge, as shown on map recorded in Book 26, pages 23 to 33, inclusive, of said Maps; thence North $76^{\circ}08'10''$ West 106.46 feet and North $56^{\circ}27'40''$ West 21.38 feet along the northerly boundary of said last-mentioned lot to the most northerly corner of said last-mentioned lot; thence South $80^{\circ}12'06''$ East 3.00 feet to a point on a non-tangent curve concave to the north and having a radius of 159.00 feet, a radial of said curve to said point bears South $15^{\circ}11'26''$ West; thence easterly along said curve through a central angle of $16^{\circ}00'59''$, an arc distance of 44.45 feet; thence non-tangent to said curve North $84^{\circ}51'17''$ East 32.53 feet to the beginning of a tangent curve concave to the south and having a radius of 50.00 feet; thence easterly along said last-mentioned curve through a central angle of $8^{\circ}02'37''$, an arc distance of 7.02 feet; thence tangent to said last-mentioned curve South $87^{\circ}06'06''$ East 20.50 feet to a point on a non-tangent curve concave to the southwest and having a radius of 23.50 feet, a radial of said last-mentioned curve to said last-mentioned point bears North $17^{\circ}20'21''$ East; thence southeasterly along said last-mentioned curve through a central angle of $48^{\circ}52'40''$, an arc distance of 20.05 feet to the westerly line of Woodleigh Lane, 50 feet wide, as shown on said last-mentioned map; thence South $0^{\circ}19'50''$ West along said westerly line, a distance of 20.34 feet to the point of beginning.

Containing: 2,091" s.f.

Part B:

That portion of that certain parcel of land in Lot 6 of above-mentioned Block 2, Sheet 2, of Flintridge, described in deed to LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, recorded in above-mentioned Book D4332, page 535, within the following described boundaries:

Beginning at the most northerly corner of above-mentioned Lot 7; thence South 22°28'08" West along the westerly line of said last-mentioned lot, a distance of 17.06 feet to the southerly line of said parcel of land; thence North 89°44'00" West along said southerly line, a distance of 2.16 feet; thence parallel with said westerly line, North 22°28'08" East 17.06 feet; thence South 89°44'00" East 2.16 feet to the point of beginning.

Containing: 34± s.f.

Description Approved

JAMES A . NOYES
Director of Public Works

Deputy

RVM:sl
MP-5\Leg rvm2

STORM DRAIN EASE

RIDING & HIKING

TRAIL

STORM

DRAIN

EASE

BLK 2

25' 25'
50'

75' 25' 50'

50° 19' 50" W

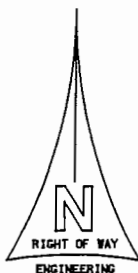
WOODLEIGH

CURVE DATA			
CURVE	CENTRAL ANGLE	RADIUS	LENGTH
(A)	$\Delta=16^{\circ}00'59"$	R=159	L=44.45
(B)	$\Delta=8^{\circ}02'37"$	R=50	L=7.02
(C)	$\Delta=48^{\circ}52'40"$	R=23.50	L=20.05

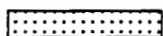
LINE DATA		
LINE	BEARING	DISTANCE
(A)	N76°08'10"W	106.46
(B)	N56°27'40"W	21.38
(C)	S80°12'06"E	3.00
(D)	N84°51'17"E	32.53
(E)	S87°06'06"E	20.50
(F)	50°19'50"W	20.34
(G)	N22°28'08"E	17.06
(H)	N89°44'00"W	2.16

EXHIBIT "B"

SUBJECT
LOCATION



LEGEND



Area to be vacated
Total Area 2,125 ±s.f.

REVISIONS

1.

2.

3.

DEPARTMENT OF PUBLIC WORKS

MAPPING & PROPERTY MANAGEMENT DIVISION

SD.

RD.

A.M.B.

T.G.

RIDING & HIKING TRAIL

DRAWING NO.

5

514

5814-024

535-C5

W/O WOODLEIGH LN

M0476102

SCALE

DATE

I.M.

NW/O BERKSHIRE AVE

NONE

10-1-03

174-217